

**CITY COMMISSION REGULAR MEETING AGENDA
APRIL 2, 2002 - 6:00 P.M.**

Roll Call

Invocation: Reverend David Mesenbring, Seafarer's House

Pledge of Allegiance

Approval of Minutes and Agenda: March 19, 2002

PRESENTATIONS

1. The Mayor and City Commissioners will present an Expression of Sympathy to the Family of ***Anthony Morgan "Tony" Wood***.
2. The Mayor and City Commissioners will demonstrate the proper way to test a ***smoke detector***.
3. The Mayor and City Commissioners will present a Proclamation for ***"City County Credit Union of Fort Lauderdale Week"*** to be observed April 22-26, 2002.
4. The Mayor and City Commissioners will recognize the ***AmeriCorp Volunteers*** for their work at the Habitat for Humanity site in Riverside Park.
5. The Mayor and City Commissioners will recognize the ***Outstanding City Employees***.

CONSENT AGENDA

Those matters included under the Consent Agenda are self-explanatory and are not expected to require review or discussion. Items will be enacted by one motion; if discussion on an item is desired by any City Commissioner or member of the public, however, that item may be removed from the Consent Agenda and considered separately.

Event Agreement – Walk America

(M-1)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **March of Dimes Birth Defects Foundation** to indemnify, protect, and hold harmless the City from any liability in connection with **Walk America** to be held **Saturday, April 20, 2002 from 6:00 a.m. to 12:00 noon**; and further authorizing the closing of the following walk route from 8:30 a.m. to 10:30 a.m.: beginning in Birch State Park and crossing Sunrise Boulevard to the eastbound lanes: east in both eastbound lanes of Sunrise Boulevard to Sunrise Lane; south to N.E. 9 Street; east to State Road A-1-A; south in the westernmost southbound lane to East Las Olas Boulevard; east in the westbound lanes to northbound State Road A-1-A; north in the easternmost northbound lane to Tunnel entrance back into the Park (participants will be directed towards sidewalks as crowd decreases in size).

Recommend: Motion to approve.

Exhibit: Memo No. 02-458 from City Manager.

CONSENT AGENDA

Event Agreement – The Riverwalk Spring Tribute

(M-2)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with **Riverwalk Fort Lauderdale, Inc.** to indemnify, protect, and hold harmless the City from any liability in connection with **The Riverwalk Spring Tribute** to be held **Wednesday, May 15, 2002 from 6:00 p.m. to 10:00 p.m.** at the River House on Riverwalk.

Recommend: Motion to approve.

Exhibit: Memo No. 02-457 from City Manager.

Event Agreement – Great Strides

(M-3)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Cystic Fibrosis Foundation** to indemnify, protect, and hold harmless the City from any liability in connection with **Great Strides** to be held **Saturday, May 18, 2002 from 8:30 a.m. to 12:30 p.m.** at Las Olas Riverfront and surrounding downtown sidewalks.

Recommend: Motion to approve.

Exhibit: Memo No. 02-456 from City Manager.

Event Agreement –

Children's Hospital at Broward General Medical Center (BGMC) Carnival

(M-4)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **North Broward Hospital District** to indemnify, protect, and hold harmless the City from any liability in connection with the **Children's Hospital at BGMC Carnival** to be held **Saturday, April 27, 2002 from 10:00 a.m. to 2:00 p.m.**; and further authorizing the closing of the northbound lanes of S.E. 1 Avenue from the Hospital to S.E. 15 Street, and S.E. 15 Street from S.E. 1 Avenue to S.E. 3 Avenue, from 6:00 a.m. to 5:00 p.m. on the event day.

Recommend: Motion to approve.

Exhibit: Memo No. 02-469 from City Manager.

Event Agreement – Maroone Moonlight Movie

(M-5)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Broward County Film Society** to indemnify, protect, and hold harmless the City from any liability in connection with the **Maroone Moonlight Movie** to be held **on the following Saturdays during 2002: April 27, May 25, June 22, July 27, August 24, September 28, October 26, November 23, and December 21 from 7:00 p.m. to 10:00 p.m.** in the DDA Plaza.

Recommend: Motion to approve.

Exhibit: Memo No. 02-477 from City Manager.

CONSENT AGENDA

Event Agreement – Social on the Intracoastal

(M-6)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with **Shooters** to indemnify, protect, and hold harmless the City from any liability in connection with **Social on the Intracoastal** to be held **Thursday, April 18, 2002 from 6:00 p.m. to 11:00 p.m.**; and further authorizing the closing of N.E. 32 Avenue from the south side of the Shooters/BridgeSide Square valet parking entrance to the south side of the Shooters/Caribbean Corner property from 8:00 a.m. Thursday, April 18, 2002 to 11:00 a.m. Friday, April 19, 2002.

Recommend: Motion to approve.

Exhibit: Memo No. 02-470 from City Manager.

**Agreements – Steve Kennedy, Tom Krukiel, Ron Perry,
Phil Milford and Peter Popov – Assistant Tennis Instructors**

(M-7)

A motion authorizing the proper City officials to execute agreements with Steve Kennedy, Tom Krukiel, Ron Perry, Phil Milford and Peter Popov for services as Assistant Tennis Instructors in various City facilities for a term of May 1, 2002 through April 30, 2003.

Recommend: Motion to approve.

Exhibit: Memo No. 02-385 from City Manager.

**Reconciliation Agreement -
Service Corporation International (SCI) – Municipal Cemetery System**

(M-8)

A motion authorizing the proper City officials to execute a reconciliation agreement with SCI regarding the Municipal Cemetery System.

Recommend: Motion to approve.

Exhibit: Memo No. 02-96 from City Manager.

**Interlocal Agreement –
Broward County Clerk of Courts – Parking Citation Appeal Services**

(M-9)

A motion authorizing the proper City officials to execute an Interlocal Agreement with the Broward County Clerk of Courts for services performed with the City's parking citation appeals.

Recommend: Motion to approve.

Exhibit: Memo No. 02-399 from City Manager.

CONSENT AGENDA

**Contract Extension – Florida Blacktop, Inc. –
Project 10333-C – Annual (2002) Contract for Speed Hump Installation (M-10)**

A motion authorizing the proper City officials to execute a one-year extension to the agreement with Florida Blacktop, Inc. in the approximate amount of \$110,000 for the annual (2002) speed hump installation contract. (Also see Item M-20 on this Agenda)

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 02-347 from City Manager.

**Contract Award – Green Acres Lawn Service, Inc. – Project 10420 -
Trees and Landscaping Replacement on South Federal Highway (Parade of Planes) (M-11)**

A motion authorizing the proper City officials to execute an agreement with Green Acres Lawn Service, Inc. in the amount of \$49,840.25 for the installation of trees, palms, shrubs, and ground cover in several median islands on South Federal Highway, between S.E. 17 Street and State Road 84, and the island east of South Federal Highway on S.E. 17 Street, as a result of the removal of trees and landscaping for the Parade of Planes event.

Funds: See Bid Tab

Recommend: Motion to approve.

Exhibit: Memo No. 02-443 from City Manager.

**Contract Award – Molloy Brothers, Inc. – Project 10445 -
Annual (FY 2002/2003) Sanitary and Storm Sewer Repairs (M-12)**

A motion authorizing the proper City officials to execute an agreement with Molloy Brothers, Inc. in the approximate amount of \$773,460 for the annual contract (FY 2002/2003) for sanitary and storm sewer repairs.

Funds: See Bid Tab

Recommend: Motion to approve.

Exhibit: Memo No. 02-446 from City Manager.

**Task Order – Recreational Design and Construction, Inc.
(RDC) – Project 10259 – Riverside Park Community Center (M-13)**

A motion authorizing the proper City officials to execute a task order with RDC in the amount of \$622,881 for the design and construction of the Riverside Park Community Center.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 02-345 from City Manager.

CONSENT AGENDA

**Task Order- Keith and Schnars, P.A.
(City's General Civil Engineering Consultant) -
Project 10443 – Boundary Survey for Sunset Memorial Gardens Cemetery (M-14)**

A motion authorizing the proper City officials to execute a task order with Keith and Schnars, P.A. in the amount of \$15,470 for survey services for the Sunset Memorial Gardens project.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 02-450 from City Manager.

**Task Order- Keith and Schnars, P.A. (City's General
Civil Engineering Consultant) – Project 10423 – War Memorial
Auditorium Accelerated Capital Improvement Program (CIP) Renovations (M-15)**

A motion authorizing the proper City officials to execute a task order with Keith and Schnars, P.A. in an amount not to exceed \$99,050 for the War Memorial Auditorium accelerated CIP renovations.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 02-447 from City Manager.

**Task Order – Bailey Engineering Consultants, Inc. –
Project 10367-A – Marshall's Point Seawall and Facilities Replacement (M-16)**

A motion authorizing the proper City officials to execute a task order with Bailey Engineering Consultants, Inc. in the amount of \$22,540 for the electrical design and construction services for the Marshall's Point seawall and facilities replacement project.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 02-349 from City Manager.

**Change Order No. 6 – Man-Con, Inc. –
Project 10335 – Storm Drain at S.E. 8 Street and Rio Cordova (M-17)**

A motion authorizing the proper City officials to execute Change Order No. 6 with Man-Con, Inc. in the amount of \$28,059.47 for the reconstruction of 100 linear feet of storm drain at S.E. 8 Street and Rio Cordova, just east of Cordova Road.

Funds: See Change Order

Recommend: Motion to approve.

Exhibit: Memo No. 02-445 from City Manager.

CONSENT AGENDA

Sanitary Sewer Agreement –

C. Craig Edewaard - Las Olas Village Development

(M-18)

A motion authorizing the proper City officials to execute a sanitary sewer agreement with C. Craig Edewaard, developer of the Las Olas Village development project, to connect to the existing wastewater transmission system located on S.W. 4 Street and S.W. 7 Avenue.

Recommend: Motion to approve.

Exhibit: Memo No. 02-490 from City Manager.

Enterprise Zone (EZ) Loan –

Concepts3 Communications, Inc. – 530 and 540 North Andrews Avenue

(M-19)

A motion authorizing the proper City officials to execute an EZ Loan in the amount of \$114,000 to Concepts3 Communications, Inc. at 530 and 540 North Andrews Avenue, with said loan to be secured by a second mortgage and a Right of First Refusal Agreement on 530 and 540 North Andrews Avenue.

Recommend: Motion to approve.

Exhibit: Memo No. 02-4 from City Manager.

Installation of Speed Humps on N.E. 15 Avenue – Coral Ridge Isles –

FY 2000/2001 Neighborhood Capital Improvement Program (NCIP)

(M-20)

A motion approving the installation of speed humps on N.E. 15 Avenue under the NCIP for FY 2000/2001 for the Coral Ridge Isles Neighborhood Association. (Also see Item M-10 on this Agenda)

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 02-127 from City Manager.

Neighborhood Capital Improvement

Program (NCIP) Grant and Maintenance Agreement/

Revocable License – Bay Colony Homeowners Association

(M-21)

A motion authorizing the proper City officials to execute an NCIP grant and maintenance agreement/revocable license to the Bay Colony Homeowners Association for entranceway improvements.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 02-426 from City Manager.

CONSENT AGENDA

**Response to Request for Proposals (RFP) –
U. S. Department of Health and Human Services (DHHS) –
Development of Metropolitan Medical Response System (MMRS)**

(M-22)

A motion authorizing the proper City officials to submit a proposal in accordance with the requirements of the RFP from the U.S. Department of Health and Human Services for the development of a Metropolitan Medical Response System.

Recommend: Motion to approve.

Exhibit: Memo No. 02-507 from City Manager.

Release for Property Damage – Green’s Directional Boring, Inc.

(M-23)

A motion authorizing the proper City officials to execute a Release for Property Damage in exchange for full payment of the City’s claim against Green’s Directional Boring, Inc.

Recommend: Motion to approve.

Exhibit: Memo No. 02-444 from City Manager.

PURCHASING AGENDA

Proprietary – Rejection of Bid Responses and Purchase of 80 Gunlocks

(Pur-1)

Approval to reject bid responses and an agreement to purchase 80 gunlocks are being presented for approval by the Administrative Services, Fleet Services Division.

Recommended Award:	Law Enforcement Supply Miami, FL
Amount:	\$ 18,194.40
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 02-439 from City Manager

The Procurement and Materials Management Division has reviewed this item and agrees with the recommendation to reject all bids and approve the proprietary purchase.

Bid 722-8650 – One year Contract for Printing Services

(Pur-2)

A one-year contract for printing services is being presented for approval by the Parks and Recreation Department.

Recommended Award:	Ora International Graphix, Inc. Pompano Beach, FL
Amount:	\$ 25,326.00 (estimated)
Bids Solicited/Rec'd:	46/12
Exhibits:	Memorandum No. 02-434 from City Manager

The Procurement and Materials Management Division recommends award to the lowest responsive and responsible bidder.

Bid 622-8642 – One year Contract for Sod

(Pur-3)

A one-year contract for sod is being presented for approval by the Public Services Department.

Recommended Award:	GreenEarth Nursery and Sod, Inc. Davie, FL
Amount:	Per Unit Prices
Bids Solicited/Rec'd:	48/3 with 2 no bids
Exhibits:	Memorandum No. 02-460 from City Manager

The Procurement and Materials Management Division recommends award to the low responsive and responsible bidder.

PURCHASING AGENDA

Proprietary – Replacement Sludge Pump

(Pur-4)

An agreement to purchase a replacement sludge pump is being presented for approval by the Public Services Department.

Recommended Award:	Gulfstream Pump & Equipment Fort Lauderdale, FL
Amount:	\$ 19,782.00
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 02-356 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to approve the proprietary purchase.

Proprietary –Rebuild Clarifier No. 1

(Pur-5)

An agreement to purchase engineering service, labor and materials to rebuild Clarifier No. 1 is being presented for approval by the Public Services Department.

Recommended Award:	Baker Hughes (EIMCO) Salt Lake City, UT
Amount:	\$ 370,450.00 (estimated)
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 02-357 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to approve the proprietary purchase.

MOTIONS

Those matters included under the Motions category differ from the Consent Agenda in that items will be voted on individually. In addition, presentations will be made on each motion item if so desired.

**Settlement of
Workers Compensation File No. WC 89-5351 (Michael Chalfonte) (M-24)**

A motion authorizing the settlement of Workers Compensation File No. WC 89-5351 (Michael Chalfonte) in the amount of \$44,500.

Recommend: Introduce motion.
Exhibit: Memo No. 02-474 from City Manager.

Proposed Lien Settlements for Special Master and Code Enforcement Board Cases (M-25)

A motion authorizing proposed settlements for the following Special Master and Code Enforcement Board cases:

1. CE01031359 – George W. Orgill and Avis T. Orgill, 1431 N.W. 20 Court (\$975)
2. CE01020841 – Johnny B. Hawkins and Cora B. Hawkins, 1147 N.W. 17 Street (\$750)
3. CE99081054 – Martino B. Petreccia and Rosetta Petreccia, 3333 N.E. 38 Street (\$1,445)
4. CE01062187 – Graywhite Enterprises, Inc., 427 N.W. 21 Terrace (\$4,037.50)
5. CE01032148 and 9408501 – Michael Nassar, Inc., 1410 N.W. 19 Avenue (\$9,825)
6. CE00051939 – Pervez Plasticwala, 1516 N.E. 4 Avenue (\$3,200)
7. CE99071359 – John J. Doyle and Betty L. Doyle, 901 Cordova Road (\$1,300)
8. CE00121338 – James E. McSweeney and Mary Jane McSweeney, 2101 East Commercial Boulevard (\$7,725)
9. CE99072073 – James E. McSweeney and Mary Jane McSweeney, 2103 East Commercial Boulevard (\$5,565)

Recommend: Introduce motion.
Exhibit: Memo No. 02-466 from City Manager.

**City Commission Request for Review –
Site Plan Level III/Waterway Use/Yard Modification/RMM-25 –
The Palms on Las Olas, Inc. – 309 Bontona Avenue (PZ Case No. 1-R-02) (M-26)**

A motion scheduling a public hearing for Tuesday, April 23, 2002 at 6:00 p.m. to hear the following application. (Requested by Mayor Naugle)

Applicant: The Palms on Las Olas, Inc.
Request: Site Plan Level III/Waterway Use/Yard Modification/RMM-25
Location: 309 Bontona Avenue

Recommend: Introduce motion.
Exhibit: Memo No. 02-524 from City Manager.

PUBLIC HEARINGS

**Application for Certificate of
Public Convenience and Necessity – Fort Lauderdale Transportation, Inc.**

(PH-1)

A public hearing to consider an application for a Certificate of Public Convenience and Necessity from Fort Lauderdale Transportation, Inc. to operate six (6) rental vehicles with chauffeurs over irregular routes within the City, pursuant to Sections 27-191 and 27-192 of the Code of Ordinances. Notice of public hearing was published March 21 and 28, 2002.

Recommend: Open hearing; close hearing; introduce resolution.

Exhibit: Memo No. 02-380 from City Manager.

**Development Order –
Florida Department of Transportation (FDOT)/Cypress Creek
Park and Ride Associates, Limited Partnership, Lessee – Lightspeed
Broward Center Development of Regional Impact (DRI) (PZ Case No. 109-R-00[021])**

(PH-2)

At the January 23, 2002 regular meeting, the City Commission approved by a vote of 5-0 the consideration of an ordinance for this application for first reading on March 5, 2002; and at the February 20, 2002 Planning and Zoning Board regular meeting, it was recommended by a vote of 5-2 that the following application be approved. Notice of public hearing was published January 4, 2002 and February 23, 2002. At the March 5, 2002 regular meeting, the City Commission deferred first reading to March 19, 2002 by a vote of 5-0; and at the March 19, 2002 regular meeting, the City Commission deferred first reading to April 2, 2002 by a vote of 5-0.

Applicant: FDOT/Cypress Creek Park and Ride Associates, Limited Partnership, Lessee
Request: Development order for the Lightspeed Broward Center DRI
Location: Area south of Cypress Creek Road, north of 60 Street, east of Andrews Avenue and west of I-95, also known as the FDOT Park and Ride Facility

Recommend: Motion to defer first reading to Tuesday, May 7, 2002 at 6:00 p.m.

Exhibit: Memo No. 02-416 from City Manager.

Note: Anyone wishing to speak on this item must be sworn in.

City Commissioners will announce any site visits, communications or expert opinions received, and make them part of the record.

ORDINANCES

Vacate a Segment of Alley – Dixie Southland Corporation – Jefferson at Fort Lauderdale (PZ Case No. 4-P-02)

(O-1)

At the Planning and Zoning regular meeting of February 20, 2002, it was recommended by a vote of 9-0 that the following application be approved. Ordinance No. C-02-5 was published March 7 and 14, 2002, and passed on first reading March 19, 2002 by a vote of 5-0.

Applicant: Dixie Southland Corporation
Request: Vacate a segment of alley
Location: Alley south of N.E. 6 Street between N.E. 2 and 3 Avenues

Recommend: Introduce ordinance on second reading.
Exhibit: Memo No. 02-471 from City Manager; and
Memo No. 02-327 from City Manager.

Amend Section 2-26 – Starting Time of City Commission Conference Meetings

(O-2)

An ordinance amending Section 2-26 of the Code of Ordinances to revise the starting time of the City Commission Conference meetings from 12:30 p.m. to 1:30 p.m. Ordinance No. C-02-6 was published March 23, 2002, and passed on first reading March 19, 2002 by a vote of 5-0.

Recommend: Introduce ordinance on second reading.
Exhibit: Memo No. 02-489 from City Clerk; and
Memo No. 02-401 from City Clerk.

Amend Ordinance No. C-01-48 and Section 24-47(7) – Royal Palm Frond Removal Service - Las Olas Isles Neighborhoods

(O-3)

An ordinance amending Ordinance No. C-01-48 and Section 24-47(7) of the Code of Ordinances entitled, "Royal Palm Frond Removal Service," to reduce the service charge for Royal Palm frond removal service to the Las Olas Isles neighborhoods; and further extending the applicability of such ordinance. Notice of proposed ordinance was published March 23, 2002.

Recommend: Introduce ordinance on first reading.
Exhibit: Memo No. 02-224 from City Manager.

Amend Chapter 26 – "Two Wheels On, Two Wheels Off" Parking in Swales – Lauderdale Manors Neighborhood

(O-4)

An ordinance amending Chapter 26 of the Code of Ordinances to provide for "two wheels on, two wheels off" parking in swales in the Lauderdale Manors Neighborhood. Notice of proposed ordinance will be published April 13, 2002.

Recommend: Introduce ordinance on first reading.
Exhibit: Memo No. 02-492 from City Manager.

RESOLUTIONS

Use of School Board Facilities by Neighborhood and Civic Associations

(R-1)

A resolution urging the School Board of Broward County to allow homeowner associations use of school facilities at no cost for meetings.

Recommend: Introduce resolution.

Exhibit: Memo No. 02-513 from City Manager.

Reschedule April 16, 2002

City Commission Conference and Regular Meetings to April 23, 2002

(R-2)

A resolution authorizing the Tuesday, April 16, 2002 City Commission Conference and Regular meetings be rescheduled to Tuesday, April 23, 2002.

Recommend: Introduce resolution.

Exhibit: Memo No. 02-487 from City Clerk.

Appointment of Vice Mayor

(R-3)

A resolution appointing a Vice Mayor for a term of one year, in accordance with Section 3.05 of the City Charter.

Recommend: Introduce resolution.

Exhibit: Memo No. 02-486 from City Clerk.
